

WINDELS MARX LANE & MITTENDORF, LLP
Attorneys for Alan Nisselson, Chapter 11 Trustee
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Attorneys appearing: Alan Nisselson (anisselson@windelsmarx.com)

Sale Date: October 15, 2009 @ 1:00 p.m.
Sale Confirmation Hearing Date:
October 20, 2009 @ 10:00 a.m.

DAVID R. MALTZ & CO., INC., AUCTIONEERS
156 Terminal Drive
Plainview, NY 11803
516-349-7022
www.maltzauctions.com

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re

PHILIP G. BARRY a/k/a BARRY
PUBLICATIONS,

Chapter 11

Case No. 108-47352 (DEM)

Debtor.

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**NOTICE UNDER BANKRUPTCY CODE § 363 (B), FEDERAL RULE OF BANKRUPTCY
PROCEDURE 6004(A) AND LOCAL RULE 6004-1 OF AUCTION SALE OF DEBTOR'S
REAL PROPERTIES CONSISTING OF MULTIPLE PARCELS OF LAND**

PLEASE TAKE NOTICE that October 31, 2008 (the "Petition Date"), Philip G. Barry, *a/k/a Barry Publications* (the "Debtor"), *pro se*, filed a voluntary petition in the United States Bankruptcy Court for the Eastern District of New York (the "Court") for relief under chapter 11 of the Bankruptcy Code. Upon Motion of the United States Trustee (the "UST") and by Notice and Order dated January 28, 2009, Alan Nisselson (the "Trustee") was appointed chapter 11 trustee for the Debtor's estate pursuant to Bankruptcy Code § 1104.

PLEASE TAKE FURTHER NOTICE that on August 12, 2009, the Court entered an Order (the "Sale Order") authorizing the Trustee, through his retained auctioneers, David R. Maltz & Co., Inc. ("Maltz", or, the "Auctioneers") to sell real properties owned by the Debtor and his Affiliates comprised of parcels of land primarily located in Sullivan County, New York and listed below (the "Real Properties"), at an auction sale (the "Auction Sale") to be held on October 15, 2009 at 1:00 p.m. (the "Sale Date") at The Lodge at Rock Hill, 283 Rock Hill Drive, Rock Hill, New York 12775 (the "Sale Location").

PLEASE TAKE FURTHER NOTICE that deposit requirements, inspection information and the complete Terms and Conditions of Sale, under which terms the Auction Sale will be conducted and to which bidders must adhere to, may be obtained by visiting the Auctioneers website located at: www.maltzauctions.com, or by contacting the Auctioneers at the number listed in this **NOTICE**.

PLEASE TAKE FURTHER NOTICE that the Real Properties included in the Auction Sale are described below by Address and Block and Lot as follows:

Property Description	Block and Lot
Melody Lake Drive, Monticello, NY 12701	62-1-4/Thompson
Willow Lane, NY	62-1-5.1/Thompson
Terrace Drive, NY	62-2-1.1/Thompson
Sycamore Lane, Monticello, NY 12701	62-5-1/Thompson
Pine Lane, NY	62-8-6.4/Thompson
Melody Lake Drive, Monticello, NY	62-4-3.1/Thompson
Terrace Drive, NY	62-3-2.1/Thompson
Off Small Road, NY	17.004-3-8/St. Lawrence
School House Road, Monticello, NY 12701	59-1-26.4/Thompson
Forestburgh Road, NY	59-1-55.3/Thompson
Forestburgh Road, NY	59-1-55.6/Thompson
Spruce Lane, Monticello, NY 12701	62-4-3.3/Thompson
Sycamore Lane, Monticello, NY 12701	62-5-3/Thompson
Lake Joseph, Forestburgh, NY 12777	6-2-36.56/Forrestburgh
Willow Lane, NY	62-1-10.1/Thompson
Willow Lane, NY	62-1-8/Thompson
Hemlock Drive, Monticello, NY 12701	62-1-13/Thompson
Rte 42, Monticello, NY 12701	60-1-9.2/Thompson
Forestburgh Road, NY	59-1-55.5/Thompson
Rte 42, Monticello, NY 12701	59-1-54.1/Thompson
Rte 42, Monticello, NY 12701	60-1-9.3/Thompson
Melody Lake Drive, Monticello, NY 12701	62-4-3.2/Thompson
Forestburgh Road, NY	59-1-55.2/Thompson
Town Road 35, NY	4-1-22/Cochectin
Rte 42, Monticello, NY 12701	59-1-32/Thompson
138 Hiram Jones Rd, Monticello, NY 12701	61-1-40/Thompson
Cold Spring Rd, Monticello, NY 12701	60-1-20.1/Thompson
Cold Spring Rd, Monticello, NY 12701	49-1-14.1/Thompson
Cold Spring Rd, Monticello, NY 12701	49-1-7.2/Thompson
Cold Spring Rd, Monticello, NY 12701	60-1-23/Thompson
Cold Spring Rd, Monticello, NY 12701	61-1-19.2/Thompson
Cold Spring Rd, Monticello, NY 12701	61-1-19.3/Thompson
County Road 101, Forestburgh, NY 12777	3-1-2.7/Forrestburgh
Rose Valley Road, Monticello, NY 12701	61-1-25/Thompson
Price Road, Monticello, NY 12701	61-1-37/Thompson
County Road 101, Forestburgh, NY 12777	3-1-2.6/Thompson
Kukas Road, NY	61-1-10.6/Thompson
Robert Lane, Monticello, NY 12701	61-1-34.1/Thompson
CR 101, NY	3-1-2.9/Forrestburgh
Cold Spring Rd, Monticello, NY 12701	61-1-11/Thompson
Lake Joseph, Forestburgh, NY	6-2-36.1/Forrestburgh

Lake Joseph, Forestburgh, NY	6-2-36.34/Forrestburgh
Lake Joseph, Forestburgh, NY	6-2-36.37/Forrestburgh
Lake Joseph, Forestburgh, NY	6-2-36.39/Forrestburgh
St. Joseph Lake Road, Forestburgh, NY	6-2-36.55/Forrestburgh
St. Joseph Lake Road, Forestburgh, NY	6-2-36.58/Forrestburgh
Route 42, Monticello, NY	59-1-57.1/Thompson
Route 42, Monticello, NY	60-1-24/Thompson
Route 42, Monticello, NY	60-1-26/Thompson
Route 42, Monticello, NY	60-1-27/Thompson
Lake Joseph Road, Forestburgh, NY	6-2-36.41/Sullivan

PLEASE TAKE FURTHER NOTICE a hearing (the “Sale Confirmation Hearing”) to confirm the Auction Sale shall be held on October 20, 2009 at 10:00 a.m. before The Honorable Dennis E. Milton, United States Bankruptcy Judge, in his Courtroom at the United States Bankruptcy Court for the Eastern District of New York, 271 Cadman Plaza East, Brooklyn, New York 11201. The Sale Confirmation Hearing may be adjourned from time to time with no further notice except for an announcement at the Hearing.

<p>DAVID R. MALTZ & CO., INC., <i>Auctioneers for Alan Nisselson, Chapter 11 Trustee</i></p> <p>By: /s/ David R. Maltz David R. Maltz, President 156 Terminal Drive Plainview, NY 11803 516-349-7022</p> <p>www.maltzauctions.com</p>	<p>WINDELS MARX LANE & MITTENDORF, LLP <i>Attorneys for Alan Nisselson, Chapter 11 Trustee</i></p> <p>By: <u>/s/ Alan Nisselson</u> Alan Nisselson (anisselson@windelsmarx.com) 156 West 56th Street New York, New York 10019 (212) 237-1000</p>
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